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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

07 UNITED STATES OF AMERICA,)
08 Plaintiff,) Case No. CR01-0337-JCC-001-JPD
09 v.)
10 DARYL JOHN CHRISTIAN,) SUMMARY REPORT OF U.S.
11 Defendant.) MAGISTRATE JUDGE AS TO
ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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13 An initial hearing on a petition for violation of supervised release was held before the
14 undersigned Magistrate Judge on May 5, 2006. The United States was represented by Assistant
15 United States Attorney Susan Harrison, and the defendant by Mr. Jay Stansell. The proceedings
16 were recorded on cassette tape

17 The defendant had been charged and convicted of Possession of Document-Making
18 Implement, Identification Fraud, and Felon in Possession of a Firearm. On or about May 31,
19 2002, defendant was sentenced by the Honorable John C. Coughenour to a term of forty-six (46)
20 months in custody, followed by three (3) years of supervised release.

21 The conditions of supervised release included the requirements that the defendant comply
22 with all local, state, and federal laws, and with the standard conditions. Special conditions
23 imposed included, but were not limited to, substance-abuse treatment participation, consenting
24 to search and seizure, no new credit to be obtained, no possession of firearms, no identification
25 other than in defendant's true and legal name, submission to computer inspection by probation
26 officer, disclosure of all computer software owned, operated, or purchased employment

01 restrictions, and disclosure of all assets and liabilities.

02 In a Petition for Warrant or Summons, dated April 4, 2006, U.S. Probation Officer Brian
03 H. Rogers asserted the following violations by defendant of the conditions of his supervised
04 release:

05 (1) Using oxycodone on or about January 27, 2006, in violation of standard condition
06 No. 7 and the mandatory condition that he refrain from any unlawful use of a controlled
07 substance.

08 (2) Using morphine on or about February 21, March 14, and March 22, 2006, in
09 violation of standard condition No. 7 and the mandatory condition that he refrain from any
10 unlawful use of a controlled substance.


11 (3) Using marijuana on or about March 14 and March 22, 2006, in violation of
12 standard condition No. 7 and the mandatory condition that he refrain from any unlawful use of
13 a controlled substance.

14 The defendant was advised of his rights, admitted to alleged violations numbers 1, 2, and
15 3, and waived any rights to an evidentiary hearing as to whether they occurred.

16 I therefore recommend that the Court find the defendant to have violated the terms and
17 conditions of his supervised release as to violations numbers 1, 2, and 3, and that the Court
18 conduct a hearing limited to disposition. A disposition hearing on these violations has been set
19 before the Honorable John C. Coughenour on Friday, May 26, 2006, at 9:00 a.m.

20 Pending a final determination by the Court, the defendant has been released to the half-
21 way house in which he was residing, subject to continued supervision.

22 DATED this 5th day of May, 2006.

23 
24 JAMES P. DONOHUE
25 United States Magistrate Judge
26

cc: District Judge: Honorable John C. Coughenour
AUSA: Ms. Susan Harrison
Defendant's attorney: Mr. Jay Stansell
Probation officer: Mr. Brian Rogers